



IN RE APPLICATION OF Burroughs & O'Kain  
SERIAL NUMBER 07/308,210  
FILED February 8, 1989  
FOR IMPROVED BATTERY WITH STRENGTH  
INDICATOR

RESPONSE TRANSMITTAL AND  
EXTENSION OF TIME REQUEST  
(IF REQUIRED)

ART UNIT 114  
EXAMINER D. Walton

Docket: 9786:01001

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D. C. 20231

Sir:

FEE CALCULATION FOR ENCLOSED RESPONSE AND EXTENSION REQUEST (IF ANY)

| Claims Remaining                     |    | Highest No. Previous |    | Extra | Rate    | Additional Fee |
|--------------------------------------|----|----------------------|----|-------|---------|----------------|
| Total Claims                         | 33 | minus                | 33 | = 0   | X \$ 12 | \$ 0           |
| Indep. Claims                        | 7  | minus                | 7  | = 0   | X \$ 36 | \$ 0           |
| Multiple Dependent Claim First Added |    |                      |    |       | + \$120 | \$ 0           |

TOTAL IF NOT SMALL ENTITY \$ 0

[ ] SMALL ENTITY STATUS - If applicable, divide by 2 . . . . . \$

[ ] Verified statement enclosed, if not previously filed.

[x] Applicant also requests a two month extension of time  
for response to the outstanding Office Action. The fee is . . \$ 90

CHECK(S) IS (ARE) ENCLOSED FOR TOTAL FEE. . . . . \$ 90

If for some reason applicant has not requested a sufficient extension and/or has not paid a sufficient fee for this response and/or for the extension necessary to prevent the abandonment of this application, please consider this as a request for an extension for the required time period and/or authorization to charge our Deposit Account No. 08-750 for any fee which may be due. A duplicate copy of this sheet is enclosed.

HARNES, DICKEY & PIERCE

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By:   
Reg. No. 24,761

I hereby certify that this letter, the response attached hereto and, if enclosed, the small entity verification are being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on

Dec. 29, 1989

By:



\$90.00 - 216

CP 114  
#5  
1/25/90

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Burroughs & O'Kain

Serial No.: 07/308,210

Filing Date: February 8, 1989

For: IMPROVED BATTERY WITH  
STRENGTH INDICATOR

) Docket: 9786:01001

) Examiner: Walton, D.

) Group Art Unit: 114

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

RESPONSE

Dear Sir:

This letter is in response to the Office Action mailed on September 29, 1989 wherein the application was subject to a restriction requirement under 35USC121 and a requirement to elect a single disclosed species for prosecution.

Pursuant to the restriction requirement, the applicant so elects invention I comprising claims 1-13 and 16-24.

The Examiner has identified four species which he considers patentably distinct with respect to the inventions of I, group 3. Pursuant to the requirement to elect a single disclosed species for prosecution on the merits, the applicant elects the liquid crystal indicator species.

Respectfully submitted,

HARNESS, DICKY & PIERCE

040 01/19/90 07308210

By: 

William G. Lane

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Dated: Dec. 29, 1989

I hereby certify that this correspondence is being  
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marks, Washington, D.C. 20231 on Dec. 29, 1989

By: , Attorney for Applicant